

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

BLUE SPIKE, LLC,	§	
	§	Plaintiff,
	§	
vs.	§	Civil Action No. 6:12-CV-499
	§	
TEXAS INSTRUMENTS, INC. et al.,	§	(LEAD CASE)
	§	
Defendants.	§	JURY TRIAL DEMANDED
	§	
	§	
	§	
BLUE SPIKE, LLC,	§	
	§	Plaintiff,
	§	
vs.	§	Civil Action No. 6:12-CV-526
	§	
VIGGLE INC.	§	(CONSOLIDATED WITH 6:12-CV-499)
	§	
	§	JURY TRIAL DEMANDED
	§	
	§	
	§	

JOINT MOTION TO EXTEND DEADLINES

Plaintiff Blue Spike, LLC and Defendant Viggle Inc., (collectively referred to as “The Parties”) by and through their undersigned counsel, do hereby move the Court to extend certain deadlines as follows:

I.

Pretrial Event	Current Schedule ¹	Agreed Extension
Deadline to designate expert witnesses and reports on issues for which the party bears the burden of proof. (¶ 7)	January 15, 2015 ²	March 13, 2015

¹ Pursuant to a telephone conference on December 19, 2014 with Special Master McGovern, Plaintiff Blue Spike, and all Defendants in the above cause of action, deadlines marked with “*” were modified and extended. The parties therefore have not filed an official motion to extend these deadlines and are listing the deadlines based upon the Court’s Order Granting Plaintiff’s Motion to Modify the Scheduling Order, Dkt. No. 1833.

² During the December 19, 2014 call, this date was modified to February 27, 2015, and then extended to Monday, March 2, 2015 during a follow-up call on Wednesday, February 25, 2015.

Deadline to designate expert witnesses and reports on issues for which the party does not bear the burden of proof. (¶ 7)	February 16, 2015* ³	April 17, 2015
Deadline to file letter briefs regarding dispositive motions. (¶ 10)	March 6, 2015	March 27, 2015

II.

The Parties seek this extension of time not for delay, but for good cause and so that justice may be served. In addition, the Parties are currently engaged in substantive negotiations that are expected to result in a resolution of their dispute in the near future.

WHEREFORE, Plaintiff Blue Spike, LLC and Defendant Viggle Inc., respectfully request that the Court extend the time within which the parties are required to comply with the deadlines as set out herein.

Dated: February 27, 2015

Respectfully submitted,

By: /s/ Eric H. Findlay
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³ During the December 19, 2014 call, this date was modified to April 3, 2015, with the understanding that it might be moved further to April 21, 2015.

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CERTIFICATE OF SERVICE

This is to certify that all counsel of record are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on this the 27th day of February, 2015.

/s/ Eric H. Findlay
Eric H. Findlay